

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2002-094983

04/09/2015

COMMISSIONER WENDY S. MORTON

CLERK OF THE COURT

D. Brownrigg

Deputy

IN RE THE MATTER OF
LAURIE A TENHAKEN

LAURIE A TENHAKEN
1640 N SUNSET PL
CHANDLER AZ 85225

AND

WADE E TENHAKEN

WADE E TENHAKEN
ADC # 257203
ASPC FLORENCE WEST UNIT 3-A-32 P
O BOX 9200
FLORENCE AZ 85132

MINUTE ENTRY

The Court has received and considered Respondent's *Petition to Modify Child Support "Simplified Process"* filed on November 26, 2014. Petitioner was served by certified mail on February 12, 2015 and has not filed a response.

The Court notes the following deficiencies in the paperwork submitted:

The Child Support Worksheet submitted attributes zero income to both, Petitioner and Respondent. In accordance with § ARS 25-320, the court shall presume, in the absence of contrary testimony, that a parent is capable of full-time employment at least at the applicable state or federal minimum wage, whichever is higher. If earnings are reduced as a matter of choice and not for reasonable cause, the court may attribute income to a parent up to his/her earning capacity. If a parent is unemployed or working below full earning capacity, the court may consider the reasons. If income is attributed to the parent receiving child support,

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appropriate child care expenses may also be attributed. The Court may decline to attribute income to either parent, if good cause is shown why this is appropriate; however the Court cannot make this determination without evidence to support that decision. Respondent indicates he was released from custody March 27, 2015. Respondent does not provide the basis to attribute zero income.

The party seeking the modification must serve a copy of the corrected Child Support Worksheet and/or supporting documentation upon the other parent and must submit an affidavit of service to the court that indicates that a copy of the worksheet/new information has been provided to the other parent pursuant to the Rules of Family Court Procedure.

Failure of the filing party to cure these deficiencies in the paperwork by **05/21/2015** shall result in the Petition being rejected by the Court.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.